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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/689,846	10/22/2003	Paul Gilson	08157.0016-01000

22852  
FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
LLP  
1300 I STREET, NW  
WASHINGTON, DC 20005



CONFIRMATION NO. 4218

## FORMALITIES LETTER



\*OC000000011756157\*

Date Mailed: 01/26/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$900 for a Large Entity

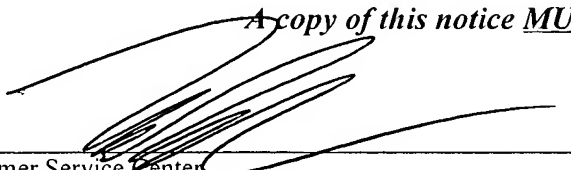
- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

08/25/2004 SSESHE1 00000061 10689846  
01 FC:1001  
02 FC:1051  
770.00 OP  
130.00 OP

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT  
Customer No. 22,852  
Attorney Docket No. 08157.0016-01000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Paul GILSON et al.	)	
	)	
Application No.: 10/689,846	)	Group Art Unit: 3731
	)	
Filed: October 22, 2003	)	Examiner: Unknown
	)	
For: EMBOLIC PROTECTION DEVICE	)	Confirmation No.: 4218
	)	

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE  
MISSING PARTS OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application dated January 26, 2004, Applicants submit herewith the required surcharge of \$130.00, an application filing fee of \$770.00, a copy of the executed Declaration and Power of Attorney document filed in the parent application (Application No. 09/986,064), and a copy of the Notice to File Missing Parts of Nonprovisional Application received in this application. Please associate the enclosed Declaration and Power of Attorney document with the above-referenced application.

Please also grant any extensions of time required to enter this response, and  
charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: August 24, 2004

By: 

Roland G. McAndrews  
Reg. No. 41,450



PATENT  
Customer No. 22,852  
Attorney Docket No. 08157.0016-01000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
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Paul GILSON et al.	)	
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Application No.: 10/689,846	)	Group Art Unit: 3731
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For: EMBOLIC PROTECTION DEVICE	)	Confirmation No.: 4218
	)	

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TRANSMITTAL LETTER**

Enclosed please find the following:

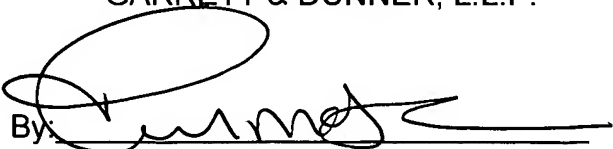
1. Petition for Extension of Time - 5 months (1 page);
2. Response to Notice to File Missing Parts of Nonprovisional Application (2 pages) with a copy of the Notice (2 pages) and an executed Declaration and Power of Attorney (2 pages); and
3. Check in the amount of \$2910.00 to cover the \$130.00 surcharge, \$770.00 filing fee, and \$2010.00 extension of time fee.

Please grant any extensions of time required and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: August 24, 2004

By:   
Roland G. McAndrews  
Reg. No. 41,450